UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK -----X

OLEGARIO FLORES DE JESUS (AKA THOMAS GARCIA),

Individually and on behalf of others similarly situated

Plaintiff.

Case No. 16-cv-06773 (VSB)

-against-

Hon. Vernon S. Broderick

SUBWAY IP INC. (d/b/a SUBWAY), @SUBWAY INC. (d/b/a SUBWAY), JAMIE'S CATERING INC. (d/b/a SUBWAY), SUZANNE GRECO, RICHARD SCHRAGGER, and EMILY ASCATIO

Defendants.

OFFER OF JUDGMENT

To: Joshua S. Androphy
Michael Faillace & Associates, P.C.
One Grand Central Place
60 East 42nd Street, Suite 4510
New York, NY 10165

Pursuant to Rule 68 of the Federal Rules of Civil Procedure, Defendant Richard Schragger, hereby offers to allow Judgment to be entered against him in this action in the amount of \$250,000.00. This offer of judgment is made for the purposes specified in Federal Rule of Civil Procedure 68, and it not to be construed as either an admission that Defendant Richard Schragger is liable in this action, or that the Plaintiff Olegario Flores De Jesus has suffered any damage.

Dated :1/2/18

Respectfully Submitted,

Morrison-Tenenbaum, PLLC

By:

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